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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Candelore et al.

Group Art Unit: 2621

Serial No.: 10/774,871

Examiner: Schnurr, John R.

Filed: 2/9/2004

Title: Cablecard with Content

Manipulation

Attorney Docket No.: SNY-T5714.02

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Sir:

The undersigned submits herewith patents, publications or other information (enclosed herewith and/or listed on the enclosed list of references form) of which he is aware, which he believes is relevant and may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR §1.56. The order of listing of the references on the attached form and any appendix hereto is without regard for relative relevance to the present invention.

This Information Disclosure Statement is submitted:

[X]	(Within	37 CFR §1.97(b).  three months of filing national application; or date of entry of international application; or nailing date of first office action on the merits; whichever occurs last)
[]	Under [] []	37 CFR §1.97(c). Below is a statement under 37 CFR §1.97(e), or An IDS submission fee under 37 CFR §1.17(p). (After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first. Either a statement under 37 CFR 1.97(e) or an IDS submission fee is required.)
[]	Under [ ] [ ]	37 CFR §1.97(d). Below is a statement under 37 CFR §1.97(e), and Applicant(s) hereby petitions under 37 CFR §1.97(d)(2) for consideration of this Information Disclosure Statement, and A petition fee set forth in 37 CFR §1.17(i) is paid as indicated below. (Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

The undersigned hereby certifies under 37 CFR §1.97(e) that:

- [ ] Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, not more than three months prior to the filing of the statement, or
- [ ] No item of information contained in the Information Disclosure Statement:
  - -- were cited in a communication from a foreign patent office in a counterpart foreign application, and
  - -- to the knowledge of the undersigned, after making reasonable inquiry, were known to an individual designated in 37 CFR §1.56 (c) more than three months prior to the filing of the Information Disclosure Statement.

A concise explanation of relevance of the items listed on the attached form:

M M	Additional information is provided in an appendix to this communication.
[ ]	Appears in the body of the application.
[ ]	Is given for non-English language listed item(s) [Required] and appears in
	an appendix to this communication.
[]	Is in the form of an English language copy of a Search Report (copy attached) from a foreign patent office, issued in a counterpart application
	which refers to the relevant portions of the references

While the information and references disclosed in this Information Disclosure Statement may be "material" pursuant to 37 CFR §1.56, this statement does not constitute an admission that any patent, publication or other information referred to therein is "prior art" or "material" to this invention or any application for patent for this invention.

In accordance with 37 CFR §1.97, the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that other information that may be material as defined in 37 CFR §1.56 exists. It is submitted that the Information Disclosure Statement is in compliance with 37 CFR §1.97 and §1.98 and MPEP §609. The Examiner is requested to fully consider each of these references and acknowledge such consideration by appropriately initialing the attached form and returning a copy to the address below. In addition, the Examiner is requested to conduct a thorough independent search in order to bring the best references available forward in this application.

[X]	No fee is believed to be required for this IDS.					
[ ]	A check for the above fees is enclosed.					
[ ]	Please charge the IDS fee of \$ 180 under 37 CFR §1.17(p) to my credit					
	card. See the enclosed credit card charge authorization form.					
[X]	The commissioner is hereby authorized to charge any additional fees					
	which may be required for this submission, or credit any overpayment to					
	my Deposit Account No. 50-1267					
class mail with sufficien 1450.	at this correspondence is, on the date shown below, being deposited with the U.S. Postal Service as first int postage in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-A. MILLER Reg. No. 30,779					
	Respectfully submitted,  Jerry A. Miller  Registration No. 30,779 2006					
Please Send Cor	Dated:					

Please Send Correspondence to CUSTOMER NUMBER 24337
Miller Patent Services
2500 Dockery Lane
Raleigh, NC 27606
Phone: (919)-816-9981
Fax: (919)-816-9982

## **APPENDIX**

The references submitted herewith were brought to the undersigned's attention as a result of prosecution of related applications, and foreign counterpart search report(s) received or brought to the undersigned's attention by an attorney working on related applications. Applicant's client has instructed that these references are to be submitted via IDS on advice of Counsel.

PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

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Substitute for form 1449A/PTO				Complete if Known		
				Application Number	10/774,871	
	INFORMATION DISC	LO	SURE	Filing Date	2/9/2004	
	STATEMENT BY AP	PLI	CANT	First Named Inventor	Candelore et al.	
	. (Use as many sheets as nece			Art Unit	2621	
				Examiner Name	Schnurr, John R.	
Sheet	1	of	1	Attorney Docket Number	SNY-T5714.02	

		U.S. PATENT	DOCUMENTS	
Cite No.1	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where Relevant Passages or Relevant
	Number-Kind Code <sup>2 (d known)</sup>	Applicant of Cited Document	Figures Appear	
	US 4,914,515	04/03/1990	Van Luyt	
	US 5,444,782	08/22/1995	Adams Jr. et al	
	US 5,553,141	09/03/1996	Lowry et al.	
	US 2003/0012286	01/16/2003	Ishtiaq et al.	
	US 2004/0049688	03/11/2004	Candelore	
	US 2004/0068659	04/08/2004	Diehl	
	US 2005/0259813	11/24/2005	Wasilewski et al.	
	US 7,039,938	05/02/2006	Candelore	
		US 4,914,515 US 5,444,782 US 5,553,141 US 2003/0012286 US 2004/0049688 US 2004/0068659 US 2005/0259813	Cite No.¹         Document Number         Publication Date MM-DD-YYYY           US 4,914,515         04/03/1990           US 5,444,782         08/22/1995           US 5,553,141         09/03/1996           US 2003/0012286         01/16/2003           US 2004/0049688         03/11/2004           US 2005/0259813         11/24/2005	Cite No.¹         Document Number         Publication Date MM-DD-YYYY         Name of Patentee or Applicant of Cited Document           US 4,914,515         04/03/1990         Van Luyt           US 5,444,782         08/22/1995         Adams Jr. et al           US 5,553,141         09/03/1996         Lowry et al.           US 2003/0012286         01/16/2003         Ishtiaq et al.           US 2004/0049688         03/11/2004         Candelore           US 2004/0068659         04/08/2004         Diehl           US 2005/0259813         11/24/2005         Wasilewski et al.

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code <sup>3</sup> -Number <sup>4</sup> - Kind Code <sup>5</sup> ( <i>if known</i> )	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	7		
			(1)					

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	
milais	No.1	and/or country where published.	

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Examiner		Date	
Signature		Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of US PTO Patent Documents at <a href="https://www.upsto.gov">www.upsto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) and the process of the patent of the patent document is to file (and by the USPTO to process) and the process of the patent document is to file (and by the USPTO to process) and the process of the patent document is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) and the process of the patent document is provided by the USPTO to process.

application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.197 and 1.39. The information is required to obtain or retain a benefit by the public which is to fine (and by the OSFTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the complete application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.